

October 5, 2000

Thomas Lyle
Vitts Networks, Inc.
77 Sundial Avenue
Manchester, NH 03103

Dear Thomas,

Enclosed is a copy of the Joint Petition for the Negotiated Interconnection Agreement between Vitts Networks, Inc. and Ameritech Illinois for signature. Our Commission also requires Verification from both parties, **signed and notarized**. Please prepare and include **your** Verification. A sample of our Verification is included in package.

Please return signed Joint Petition and your notarized verification to me overnight mail.

My mailing address is:

Mary C. Velez
Ameritech
225 West Randolph, Room 29C
Chicago, IL 60606

Any questions, please feel free to call me on 312 551-9150.

Sincerely,

Enclosures

November 1, 2000

Ms. Donna Caton, Chief Clerk
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, Illinois 62794-9280

Dear Ms. Caton,

Please find the Joint Petition for approval of the Negotiated Interconnection Agreement between Votts Networks, Inc. and Ameritech Illinois.

Please acknowledge receipt by returning the extra copy of this letter.

Sincerely,

Enclosures

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

ILLINOIS BELL TELEPHONE COMPANY)	
(Ameritech Illinois))	
and VITTS NETWORKS, INC.)	
)	00 - _____
Joint Petition for Approval of Negotiated)	
Interconnection Agreement dated September 1, 2000,)	
pursuant to 47 U.S.C. § 252)	

**JOINT PETITION FOR APPROVAL OF NEGOTIATED
INTERCONNECTION AGREEMENT BETWEEN
VITTS NETWORKS, INC. AND AMERITECH ILLINOIS**

Illinois Bell Telephone Company (“Ameritech Illinois”) and Vitts Networks, Inc. through counsel, hereby request that the Commission review and approve the attached Interconnection Agreement dated September 1, 2000 pursuant to Sections 252(a)(1) and 252(e) of the Telecommunications Act of 1996 47 U.S.C. §§ 252 (a)(1) and 252(e), (the “Act”). In support of their request, the parties state as follows:

1. The Agreement was arrived at through good faith negotiations between the parties as contemplated by Section 252(a) of the Act and provides for interconnection, access to unbundled network elements, resale and other services addressed in Section 251 of the Act.
2. Pursuant to Section 252(e)(2) the Commission may only reject a negotiated agreement if it finds that (1) the agreement discriminates against another carrier or (2) implementation of the Agreement would not be consistent with the public interest, convenience and necessity. Neither basis for rejection is present here.
3. As set forth in the attached Verification of Lisa Dabkowski, Ameritech Illinois will make the Agreement available to any other telecommunications carrier operating within its territory. Other carriers are also free to negotiate their own terms and conditions pursuant to the applicable provisions of the Act. For this reason, the Agreement is not discriminatory.

4. In addition, Ms. Dabkowski's Verification demonstrates that implementation of the Agreement is consistent with the public interest because it will promote competition and enhance Vtts Networks, Inc. ability to provide Illinois telecommunications users with a competitive alternative for data and transport services.

5. In accordance with Section 252(e)(4) of the Act, the Agreement will be deemed approved if the Commission does not act to approve or reject the Agreement within 90 days from the date of this submission.

6. Copies of the Agreement are available for public inspection in Ameritech Illinois and Vtts' public offices.

WHEREFORE, Ameritech Illinois and Vtts Networks, Inc. respectfully request that the Commission approve the attached interconnection Agreement under Section 252(e) of the Act as expeditiously as possible.

Respectfully submitted this _____ day of October, 2000

AMERITECH ILLINOIS

Vtts Networks, Inc.

Mark Kerber/Mary Beth Jorgensen
Ameritech Services, Inc.
225 West Randolph Street, 29B
Chicago, Illinois 60606
(312) 727-7140
Counsel

Thomas Lyle
Vtts Networks, Inc.
77 Sundial Avenue
Manchester, NH 03103
(603) 656-8000

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

ILLINOIS BELL TELEPHONE COMPANY)	
(Ameritech Illinois))	
and Votts Networks, Inc.)	00 - _____
)	
Joint Petition for Approval of Negotiated)	
Interconnection Agreement dated September 1, 2000,)	
pursuant to 47 U.S.C. §§ 252 (a)(1) and 252(e))	

STATEMENT IN SUPPORT OF JOINT PETITION FOR APPROVAL

I, Lisa Dabkowski, am Area Manager-Negotiations for Southwestern Bell Telephone Company/Illinois Bell Telephone Company Negotiations and Interconnection, and submit this Statement in Support of the Joint Petition for Approval of a Negotiated Interconnection Agreement between Votts Networks, Inc. and Ameritech Illinois.

The attached interconnection agreement (the "Agreement") between Illinois Bell Telephone Company ("Ameritech Illinois") and Votts Networks, Inc. ("VITTS") was reached through voluntary negotiations between the parties. Accordingly, Ameritech Illinois and VITTS requests approval pursuant to Sections 252(a)(1) and 252(e) of the Telecommunications Act of 1996 (sometimes referred to as the "Act").

In accordance with Sections 251 and 252 of the Act, the parties engaged in good faith negotiations and agreement was reached on September 1, 2000. The Agreement expires November 16, 2001 and establishes the financial and operational terms for: the physical interconnection between Ameritech Illinois' and VITTS' networks based on mutual unbundled access to Ameritech Illinois' network elements, including Ameritech Illinois' operations support systems functions; collocation; resale; and a variety of other business relationships. Absent the receipt by one Party of written notice from the other Party at least within 180 days prior to the expiration of the Term to the effect that such Party does not intend to extend the Term, this Agreement shall remain in full force and effect on and after the expiration of the Term until terminated by either Party. The key provisions of the Agreement are summarized as follows:

Access to Rights-of Way – Section 251(b)(4)

Ameritech shall provide to VITTS access to Poles, Conduits and Rights of Ways pursuant to the applicable Appendix ROW.

Collocation – Section 251(c)(6)

Collocation will be provided pursuant to the applicable Appendix Collocation.

Database Access

Ameritech shall provide VITTS nondiscriminatory access to databases and associated signaling necessary for call routing and completion pursuant to the applicable Appendix UNE.

Interconnection pursuant to Section 251(c)(2)(A), (B), and (C): 47CFR §51.305(a)(1)

Ameritech shall provide to VITTS Interconnection of the Parties' facilities and equipment for the transmission and routing of Telephone Exchange Service traffic and Exchange Access traffic pursuant to the applicable Appendix ITR.

Number Portability – Section 251(b)(2)

The Parties shall provide to each other Permanent Number Portability (PNP) on a reciprocal basis as outlined in the applicable Appendix Number Portability.

Other Services

- ◆ 911 and E911 Services, Ameritech will make nondiscriminatory access to 911 and E911 services available under the terms and conditions of the applicable Appendix 911.
- ◆ AIN, Ameritech will provide VITTS with access to Advanced Intelligent Network (AIN) platform, AIN Service Creation Environment (SCE) and AIN Service Management System (SMS) based upon ILEC-specific rates, terms, conditions and means of access to be negotiated by the Parties.
- ◆ Directory Assistance (DA), Ameritech will provide nondiscriminatory access to DA services under the terms and conditions identified in the applicable Appendix DA.
- ◆ Operator Services (OS), Ameritech shall provide nondiscriminatory access to Operator Services under the terms and conditions identified in the applicable Appendix OS.
- ◆ Signaling System 7 Interconnection, Ameritech shall perform SS7 interconnection services for CLEC pursuant to the applicable Appendix SS7
- ◆ Resale, Ameritech shall provide to VITTS Communication Services for resale at wholesale rates pursuant to the applicable Appendix Resale.
- ◆ Transmission and Routing of Switched Access Traffic, Ameritech shall provide to VITTS certain trunk groups (Meet Point Trunks) under certain parameters pursuant to the applicable Appendix ITR.
- ◆ Transmission and Routing of Telephone Exchange Service Traffic, pursuant to applicable Appendix Compensation.
- ◆ Unbundled Network Elements, VITTS agrees to provide Ameritech with those services as required by Section 251(b) and/or 251(c) of the Act, if applicable.

Under Sections 252(e)(1) and (2) of the Act, the Commission may reject the Agreement only if the Agreement or a portion thereof “... discriminates against a telecommunications carrier not a party to the agreement” or “... implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity”. Because the Agreement is the product of voluntary negotiation, it does not have to comply with the standards set forth in Sections 251(b) and (c), thus rendering inapplicable the pricing standards set forth in Section 252(d).

The Agreement is not discriminatory. Ameritech Illinois will make this Agreement available to any other telecommunications carrier operating within Ameritech Illinois’ service territory. Other telecommunications carriers can negotiate their own arrangements pursuant to the applicable provisions of the Act.

The Agreement is the product of good faith, arms-length negotiations between competitors. Overall, the Agreement is acceptable to both parties and it shows that two carriers, negotiating in good faith under the terms of the Act, can arrive at a mutually beneficial business arrangement that overall meets their individual business interests and furthers the cause of competition in the local exchange market. This is precisely the process Congress envisioned in crafting the Act. See S. Rep. No. 23, 104th Cong., 1st Sess. at p. 19 (“The Committee intends to encourage private negotiation of interconnection agreements.”) (The Conference Committee on the Telecommunications Act of 1996 receded to the Senate on Sections 252 (a) and (b), see Joint Explanatory Statement of the Committee of Conference at p. 125).

The Agreement is consistent with the public interest, convenience and necessity. It is a comprehensive agreement that tailors the interconnection and service arrangements previously approved by the Commission for competition to meet the individual needs of the parties and thereby will promote competition for data and transport services. The Agreement will enhance VITTS’ ability to quickly begin providing residential and business subscribers in Ameritech Illinois’ service territory with a competitive alternative for their data and transport services. Under the Agreement, customers will be able to choose VITTS instead of Ameritech Illinois for these services.

The Agreement meets all the requirements of the Act and the Commission should approve it.